

FILED

FEB 02 2018

UNITED STATES DISTRICT COURT

for the

Southern District of Illinois

CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF ILLINOIS  
EAST ST. LOUIS OFFICE

Anquetette L. Rodgers

Plaintiff

ABC Auto Broadcasting Co.

Defendant(s)

Case Number:

18-CV-00167-MJR-RJD  
(Clerk's Office will provide)

**PRO SE CIVIL RIGHTS COMPLAINT**  
**(Non-Prisoner)**

**I. JURISDICTION**

Subject matter jurisdiction is invoked under 28 U.S.C. § 1331, 28 U.S.C. § 1343(a)(3), and/or 42 U.S.C. § 1983. List any additional bases for federal subject matter jurisdiction here:

**II. PARTIES**

**Plaintiff:**

A. Plaintiff, a citizen of United States (state), who resides at 5545 Rosemont Ave. East St. Louis, IL, alleges that his/her civil rights were violated by the individual(s) named below.

**Defendant #1:**

B. Defendant ABC Auto Broadcasting Co. is employed as  
(a) (Name of First Defendant)

(b) (Position/Title)

with \_\_\_\_\_  
(c) (Employer's Name and Address)

At the time the claim(s) alleged this complaint arose, was Defendant #1 employed by the state, local, or federal government? ☐ Yes ☒ No

If your answer is YES, briefly explain:

Check one of the following:

☐ This defendant **personally participated** in causing my injury, and I want **money damages**.

☐ The **policy or custom** of this official's government agency violates my rights, and I seek **injunctive relief** (to stop or require someone to something).

**Defendant #2:**

C. Defendant \_\_\_\_\_ is employed as  
(Name of Second Defendant)

\_\_\_\_\_  
(Position/Title)

with \_\_\_\_\_  
(Employer's Name and Address)

At the time the claim(s) alleged in this complaint arose, was Defendant #2 employed by the state, local, or federal government? ☐ Yes ☐ No

If you answer is YES, briefly explain:

Check one of the following:

☐ This defendant **personally participated** in causing my injury, and I want **money damages**.

☐ The **policy or custom** of this official's government agency violates my rights, and I seek **injunctive relief** (to stop or require someone to something).

**Defendant #3:**

D. Defendant \_\_\_\_\_ is employed as  
(Name of Third Defendant)

\_\_\_\_\_  
(Position/Title)

with \_\_\_\_\_  
(Employer's Name and Address)

At the time the claim(s) alleged in this complaint arose, was Defendant #3 employed by the state, local, or federal government? ☐ Yes ☐ No

If you answer is YES, briefly explain:

Check one of the following:

☐ This defendant **personally participated** in causing my injury, and I want **money damages**.

☐ The **policy or custom** of this official's government agency violates my rights, and I seek **injunctive relief** (to stop or require someone to something).

**Additional Defendant(s) (if any):**

E. Using the outline set forth above, identify any additional Defendant(s), using additional pages, if necessary.

### III. PREVIOUS LAWSUITS

A. Have you begun any other lawsuits in this federal court?

☐ Yes ☒ No

B. If your answer to "A" is YES, describe each lawsuit in the space below. If there is more than one lawsuit, you must describe the additional lawsuits on another sheet of paper using the same outline.

1. Parties to previous lawsuits:

Plaintiff(s):

Defendant(s):

2. Case number:

3. Name of Judge to whom case was assigned:

4. Disposition of case (for example: Was the case dismissed? Was it appealed? Is it still pending?):

#### IV. STATEMENT OF CLAIM

State here, as briefly as possible, when, where, how, and by whom you feel your constitutional rights were violated. Do not include legal arguments or citations. If you wish to present legal arguments or citations, file a separate memorandum of law. If you intend to allege several related claims, number and set forth each claim in a separate paragraph.

I, Anguette L. Rodgers was wrongfully terminated. They say NO-ONE wanted to work with me but I had been employed with ABC about 5 1/2 YEARS with no complaints. But a co-worker different RACE threaten someone (another co-worker) was not terminated because he cried a river. This same young man had words with me and said NO-ONE wanted to work with me so I went to H.R. and then corporate and took the rest of the week off. When I returned to work that is when they terminated me. And I did go through my chain of commands before all of this took place.

**V. REQUEST FOR RELIEF** (*check as many boxes as appropriate*)

Plaintiff requests that the court grant the following relief:

Compensatory damages in the amount of \$ 75,000.<sup>00</sup>.

Punitive damages in the amount of \$ 25,000.<sup>00</sup>.

An ordering requiring defendant(s) to:

A declaration that:

Other:

**VI. JURY DEMAND** (*check one box below*)

Plaintiff ☐ does or ☐ does not request a trial by jury.

**DECLARATION UNDER FEDERAL RULE OF CIVIL PROCEDURE 11**

I certify to the best of my knowledge, information, and belief, that this complaint is in full compliance with Rule 11(a) and 11(b) of the Federal Rules of Civil Procedure. The undersigned also recognizes that failure to comply with Rule 11 may result in sanctions.

Signed on: Feb. 1, 2018  
(date)

5545 Rosemont Ave.  
Street Address

East. St. Louis, IL 62204  
City, State, Zip

Anguette L. Rodgers  
Signature of Plaintiff

Anguette L. Rodgers  
Printed Name

## U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

## NOTICE OF RIGHT TO SUE (ISSUED ON REQUEST)

To: Anquetta Rodgers  
5545 Rosemont Avenue  
East Saint Louis, IL 62204

From: St. Louis District Office  
1222 Spruce Street  
Room 8.100  
Saint Louis, MO 63103



On behalf of person(s) aggrieved whose identity is  
CONFIDENTIAL (29 CFR §1601.7(a))

EEOC Charge No.

EEOC Representative

Telephone No.

440-2016-02675

Tonya R. Hauert,  
Investigator

(314) 539-7930

(See also the additional information enclosed with this form.)

## NOTICE TO THE PERSON AGGRIEVED:

Title VII of the Civil Rights Act of 1964, the Americans with Disabilities Act (ADA), or the Genetic Information Nondiscrimination Act (GINA): This is your Notice of Right to Sue, issued under Title VII, the ADA or GINA based on the above-numbered charge. It has been issued at your request. Your lawsuit under Title VII, the ADA or GINA must be filed in a federal or state court **WITHIN 90 DAYS** of your receipt of this notice; or your right to sue based on this charge will be lost. (The time limit for filing suit based on a claim under state law may be different.)



More than 180 days have passed since the filing of this charge.



Less than 180 days have passed since the filing of this charge, but I have determined that it is unlikely that the EEOC will be able to complete its administrative processing within 180 days from the filing of this charge.



The EEOC is terminating its processing of this charge.



The EEOC will continue to process this charge.

Age Discrimination in Employment Act (ADEA): You may sue under the ADEA at any time from 60 days after the charge was filed until 90 days after you receive notice that we have completed action on the charge. In this regard, the paragraph marked below applies to your case:



The EEOC is closing your case. Therefore, your lawsuit under the ADEA must be filed in federal or state court **WITHIN 90 DAYS** of your receipt of this Notice. Otherwise, your right to sue based on the above-numbered charge will be lost.



The EEOC is continuing its handling of your ADEA case. However, if 60 days have passed since the filing of the charge, you may file suit in federal or state court under the ADEA at this time.

Equal Pay Act (EPA): You already have the right to sue under the EPA (filing an EEOC charge is not required.) EPA suits must be brought in federal or state court within 2 years (3 years for willful violations) of the alleged EPA underpayment. This means that backpay due for any violations that occurred more than 2 years (3 years) before you file suit may not be collectible.

If you file suit, based on this charge, please send a copy of your court complaint to this office.

  
On behalf of the Commission

NOV 03 2017

Enclosures(s)

James R. Neely, Jr.,  
Director

(Date Mailed)

cc: Veronica Cannon  
H. R. Manager  
ABC AUTO BROADCASTING CO.  
721 N. 46th Street  
Centerville, IL 62207

Gary Martocchio, Esq.  
SPIELBERGER LAW GROUP  
202 Hoover Blvd  
Tampa, FL 33609

Candy Narendt  
AMERICAS AUTO AUCTION  
1919 South Post Road  
Indianapolis, IN 46239



**INFORMATION RELATED TO FILING SUIT  
UNDER THE LAWS ENFORCED BY THE EEOC**

*(This information relates to filing suit in Federal or State court under Federal law.  
If you also plan to sue claiming violations of State law, please be aware that time limits and other  
provisions of State law may be shorter or more limited than those described below.)*

**PRIVATE SUIT RIGHTS -- Title VII of the Civil Rights Act, the Americans with Disabilities Act (ADA),  
the Genetic Information Nondiscrimination Act (GINA), or the Age  
Discrimination in Employment Act (ADEA):**

In order to pursue this matter further, you must file a lawsuit against the respondent(s) named in the charge within 90 days of the date you receive this Notice. Therefore, you should keep a record of this date. Once this 90-day period is over, your right to sue based on the charge referred to in this Notice will be lost. If you intend to consult an attorney, you should do so promptly. Give your attorney a copy of this Notice, and its envelope, and tell him or her the date you received it. Furthermore, in order to avoid any question that you did not act in a timely manner, it is prudent that your suit be filed within 90 days of the date this Notice was mailed to you (as indicated where the Notice is signed) or the date of the postmark, if later.

Your lawsuit may be filed in U.S. District Court or a State court of competent jurisdiction. (Usually, the appropriate State court is the general civil trial court.) Whether you file in Federal or State court is a matter for you to decide after talking to your attorney. Filing this Notice is not enough. You must file a "complaint" that contains a short statement of the facts of your case which shows that you are entitled to relief. Courts often require that a copy of your charge must be attached to the complaint you file in court. If so, you should remove your birth date from the charge. Some courts will not accept your complaint where the charge includes a date of birth. Your suit may include any matter alleged in the charge or, to the extent permitted by court decisions, matters like or related to the matters alleged in the charge. Generally, suits are brought in the State where the alleged unlawful practice occurred, but in some cases can be brought where relevant employment records are kept, where the employment would have been, or where the respondent has its main office. If you have simple questions, you usually can get answers from the office of the clerk of the court where you are bringing suit, but do not expect that office to write your complaint or make legal strategy decisions for you.

**PRIVATE SUIT RIGHTS -- Equal Pay Act (EPA):**

EPA suits must be filed in court within 2 years (3 years for willful violations) of the alleged EPA underpayment: back pay due for violations that occurred more than 2 years (3 years) before you file suit may not be collectible. For example, if you were underpaid under the EPA for work performed from 7/1/08 to 12/1/08, you should file suit before 7/1/10 – not 12/1/10 – in order to recover unpaid wages due for July 2008. This time limit for filing an EPA suit is separate from the 90-day filing period under Title VII, the ADA, GINA or the ADEA referred to above. Therefore, if you also plan to sue under Title VII, the ADA, GINA or the ADEA, in addition to suing on the EPA claim, suit must be filed within 90 days of this Notice and within the 2- or 3-year EPA back pay recovery period.

**ATTORNEY REPRESENTATION -- Title VII, the ADA or GINA:**

If you cannot afford or have been unable to obtain a lawyer to represent you, the U.S. District Court having jurisdiction in your case may, in limited circumstances, assist you in obtaining a lawyer. Requests for such assistance must be made to the U.S. District Court in the form and manner it requires (you should be prepared to explain in detail your efforts to retain an attorney). Requests should be made well before the end of the 90-day period mentioned above, because such requests do not relieve you of the requirement to bring suit within 90 days.

**ATTORNEY REFERRAL AND EEOC ASSISTANCE -- All Statutes:**

You may contact the EEOC representative shown on your Notice if you need help in finding a lawyer or if you have any questions about your legal rights, including advice on which U.S. District Court can hear your case. If you need to inspect or obtain a copy of information in EEOC's file on the charge, please request it promptly in writing and provide your charge number (as shown on your Notice). While EEOC destroys charge files after a certain time, all charge files are kept for at least 6 months after our last action on the case. Therefore, if you file suit and want to review the charge file, please make your review request within 6 months of this Notice. (Before filing suit, any request should be made within the next 90 days.)

**IF YOU FILE SUIT, PLEASE SEND A COPY OF YOUR COURT COMPLAINT TO THIS OFFICE.**



<b>CHARGE OF DISCRIMINATION</b> This form is required by the Privacy Act of 1974. See enclosed Privacy Act Statement and other information before completing this form.		Charge Presented To: <b>Agency(ies) Charge No(s):</b> <b>440-2016-02676</b> <input checked="" type="checkbox"/> EEOC <input checked="" type="checkbox"/> FEPA	
<b>Illinois Department of Human Rights and EEOC</b> State or Local Agency, if any: _____			
Name (Printed Name, Title, etc.): <b>Mrs. Anguette Rodgers</b> Home Phone (Print Area Code): <b>(618) 218-0878</b> Date of Birth: <b>8/11/71</b>		City, State and ZIP Code: _____	
<b>6818 Rosemont Avenue</b> <b>East St. Louis, IL 62204</b>			
Named by the Employer, Labor Organization, Employment Agency, Apprenticeship Committee, or State or Local Government Agency That I Believe Discriminated Against Me or Others. (If more than one, list under PARTICULARS below.)			
Name: <b>ABC Auto Broadcasting Co LLC</b> No. Employees, Members: <b>100+</b> Phone No. (Printed Area Code): <b>(618) 332-1227</b>		City, State and ZIP Code: _____	
<b>721 N. 45<sup>th</sup> Street</b> <b>Centerville, IL 62207</b>			
Name: _____ No. Employees, Members: _____ Phone No. (Printed Area Code): _____		City, State and ZIP Code: _____	
<b>Street Address</b> City, State and ZIP Code: _____			
<b>DISCRIMINATION BASED ON (Check appropriate box(es))</b> RACE <input type="checkbox"/> AGE <input type="checkbox"/> DISABILITY <input type="checkbox"/> SEX <input checked="" type="checkbox"/> COLOR <input type="checkbox"/> RELIGION <input type="checkbox"/> NATIONAL ORIGIN <input type="checkbox"/> GENETIC INFORMATION <input type="checkbox"/> OTHER (Specify) _____			
DATE(S) DISCRIMINATION TOOK PLACE: <b>10/20/16</b> LABOR: <b>11/2/16</b> <input checked="" type="checkbox"/> CONTINUING ACTION		THE FOLLOWING ARE (If additional papers needed, attach and specify): <b>Statement of Harm: I got in an altercation at ABC with a male co-worker. The co-worker continued to ABC management and ABC took his version of events as truth. ABC did not listen to my version of the events surrounding the altercation. ABC terminated me, and yet the male co-worker will be employed at ABC. ABC discriminated against me on the basis of sex when ABC terminated me.</b>	
<b>CHICAGO DISTRICT OFFICE</b> <b>FEB 18 2016</b>			
<b>Statement of Discrimination: I believe I have been discriminated against because of sex in violation of Title VII of the Civil Rights Act of 1964.</b>			
I want the charge filed with both the EEOC and the State or Local Agency, if any. I will provide the agency with my address or phone number and I will cooperate fully with them in the processing of my charge in accordance with their procedures. I declare under penalty of perjury that the above is true and correct.			
Signature of Charging Party: <b>Anguette Rodgers</b> Date: <b>1/22/16</b>		SUBSCRIBED AND SWORN TO before me this DATE (month, day, year) EXHIBITS OR COMPLAINT I swear or affirm that I have read the above charge and that it is true to the best of my knowledge, information and belief.	
NOTARY - When necessary for State and Local Agency Requirements			